

Entered -04-04-01 - sb  
CL 01L0212 - GWENDOLYN BURNS

CLAIM OF: KAY MASRI  
819 Ponce De Leon Terrace  
Atlanta, Georgia 30306

01-*l*-1209

For vehicular damages alleged to have been sustained from a  
construction cut that was left open and in an unsafe condition on  
February 22, 2001 at Peachtree Road, NE & Lindbergh Drive, NE.

THIS ADVERSED REPORT IS  
APPROVED

BY: *Rosalind Rubens Newell*  
ROSALIND RUBENS NEWELL  
DEPUTY CITY ATTORNEY

*C-55*

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0212

Date: July 12, 2001

Claimant /Victim KAY MASRI  
BY: (Atty) (Ins. Co.) \_\_\_\_\_  
Address: 819 Ponce de Leon Terrace, Atlanta, Georgia 30306  
Subrogation: \_\_\_\_\_ Claim for Property damage \$ 234.66 Bodily Injury \$ \_\_\_\_\_  
Date of Notice: 3/29/01 Method: Written, Proper X Improper \_\_\_\_\_  
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X  
Date of Occurrence 2/22/01 Place: Peachtree Road, NE & Lindbergh Drive, NE  
Department \_\_\_\_\_ Division \_\_\_\_\_  
Employee involved \_\_\_\_\_ Disciplinary Action: \_\_\_\_\_

NATURE OF CLAIM: Claimant alleges that her vehicle sustained damage when she drove through a construction site in the roadway that was left open and in an unsafe condition. An investigation determined that Atlanta Gas Light Company performed work at the incident location. The utility company has accepted liability for the damages and is currently resolving the claim.

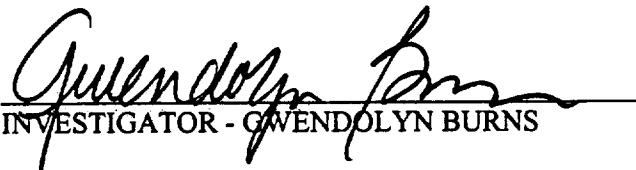
INVESTIGATION:

Statements: City employee \_\_\_\_\_ Claimant \_\_\_\_\_ Others X Written \_\_\_\_\_ Oral \_\_\_\_\_  
Pictures \_\_\_\_\_ Diagrams \_\_\_\_\_ Reports: Police \_\_\_\_\_ Dept Report \_\_\_\_\_ Other X  
Traffic citations issued: City Driver \_\_\_\_\_ Claimant Driver \_\_\_\_\_  
Citation disposition: City Driver \_\_\_\_\_ Claimant Driver \_\_\_\_\_


BASIS OF RECOMMENDATION:

Function: Governmental \_\_\_\_\_ Ministerial \_\_\_\_\_  
Improper Notice \_\_\_\_\_ More than Six Months \_\_\_\_\_ Other X Damages reasonable \_\_\_\_\_  
City not involved X Offer rejected \_\_\_\_\_ Compromise settlement \_\_\_\_\_  
Repair/replacement by Ins. Co. \_\_\_\_\_ Repair/replacement by City Forces \_\_\_\_\_  
Claimant Negligent \_\_\_\_\_ City Negligent \_\_\_\_\_ Joint \_\_\_\_\_ Claim Abandoned \_\_\_\_\_

Respectfully submitted,

  
INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ \_\_\_\_\_ Adverse X Account charged: 1A01 \_\_\_\_\_ 2J01 \_\_\_\_\_ 2H01 \_\_\_\_\_  
Claims Manager:  Concur/date 07/17/01  
Committee Action \_\_\_\_\_ Council Action \_\_\_\_\_

(2)

I had just dropped  
my child off at  
preschool and I was  
lucky that I made  
it safely, because this  
could have caused  
an accident or death!

The boxes should have  
the corners taped  
down or secured down  
The streets are  
A disaster!

Safety is at  
Risk

As for Jay Martin  
second estimate Sam's was 145.00  
x 2 = \$290.00 And they

01-1209

were not in stock. Goodyear

was not in stock  
either but got them  
in faster. Sam's  
gave me the  
estimate of 290.00 parts  
only. Sam's Club

